UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

Courtroom **940**
DATE: 4/14/2021
TIME:. 2:00

BEFORE: GARY R. BROWN, U.S. DISTRICT JUDGE

CASE: Civil Cause for Telephone Pre-Motion Conference
20cv01999 STELLATO V. HOFSTRA UNIVERSITY
20cv 3671 Migliore v. Hofstra University - Maurice A. Deane School of Law

APPEARANCES: Plaintiff: Daniel Kurowski, Andrew Obergfell and Ellen Noteware (Stellato)
                                     Benjamin Zakarin (Migliore)
.
                             Defendant: Suzanne Messer
COURT REPORTER/FTR**#: AT&T Conference: 2:15-3:24

> **Motion for:**   to dismiss
> **Movant:**   defendants

Case called.

☒   Counsel for all sides present.

☐   Pre-motion conference held.

> ☐ Parties to meet and confer and submit a schedule within 2 weeks.

> ☐ Motion Schedule set.   Motion served by:
>   Response served by:
>   Reply and all papers filed by:

☐   Discovery to proceed while motion is pending. Parties to contact Magistrate
              Judge assigned to the case to schedule an Initial Conference.

☐   Choose an item.

☒   Motion argued.

☒   The Court deems the motion made.

☐   Motion is Choose an item.(** No written decision**)

☒   Other: 20cv 1999 *Stellato*- motion denied as to the breach of contract claim and
granted as to the unjust enrichment and conversion claim. 20cv 3671 *Migliore* – motion
granted without prejudice as to the breach of contract claim. Motion granted as to
conversion claim. Motion denied as to the unjust enrichment claim. Plaintiff granted 2
weeks to file an amended complaint. The request for a stay of discovery is respectfully
referred to Mag. Judge Lindsay.

☐ The parties are to submit order on notice to all parties.

☐ Settlement discussed. Choose an item.

☐ Jury Selection and trial set for:
     Joint pretrial order due by:

** To obtain a copy of the transcript counsel should contact ESR Central Islip at (631) 712-6030. Instructions and forms for requesting a transcript can be found at https://www.nyed.uscourts.gov/ under the *Court Information* tab.